TO:Roy Gibson COMPANY: 08/18/2005 12:29 FAX 8013281707

WORKMAN NYDEGGER

2001/008

RECEIVED
CENTRAL FAX CENTER

AUG 19 2005

Workman Nydegger

A PROFESSIONAL CORPORATION ATTORNEYS AND COUNSELORS 1000 EAGLE GATE TOWER 60 EAST SOUTH TEMPLE SALT LAKE CITY, UTAH 84111 (801) 533-9800 FAX (801) 328-1707

FACSIMILE COVER PAGE

To:

Examiner Gibson

U.S. PATENT & TRADEMARK OFFICE

Fax No.:

571-273-4769

No. of Pages:

8 (incl this page)

From:

Shanon Adkins, Legal Assistant to Jonathan W. Richards

Date:

August 18, 2005

Our File No .:

14458.67

Re: U.S. Patent Application No. 10/719,333

Dear Examiner Gibson:

Further to your telephone conversation earlier today with Jon Richards, please find transmitted herewith each 1449 form that has been submitted to the PTO for the above-referenced patent application. Please contact me if you need anything further. Thank you.

Sincerely,

Shanon Adkins

Legal Assistant to Jonathan W. Richards

PRIVILEGED AND CONFIDENTIAL

THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS ATTORNEY PRIVILEGED AND CONFIDENTIAL INFORMATION INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ABOVE. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, OR THE EMPLOYEE OR AGENT RESPONSIBLE TO DELIVER IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE IMMEDIATELY NOTIFY US BY TELEPHONE, AND RETURN THE ORIGINAL MESSAGE TO US AT THE ABOVE ADDRESS VIA THE U.S. POSTAL SERVICE. THANK YOU.

IF YOU DO NOT RECEIVE ALL THE PAGES, PLEASE CALL (801) 533-9800
AS SOON AS POSSIBLE



W:\10422\1027\PCS0000001860V001.DOC

RECEIVED
CENTRAL FAX CENTER

AUG 1 9 2005



Patent Technology Centers

Facsimile Transmission

To:

Name:

Roy Gibson

Company:

Fax Number:

5712734767

Voice Phone:

From:

Name:

John Leubecker

Official Fax Number:

(571) 273-8300

Official After Final Fax Number:

(571) 273-8300 (571)272-4769

Voice Phone:

.

37 C.F.R. 1.6 sets forth the types of correspondence that can be communicated to the Patent and Trademark Office via facsimile transmissions. Applicants are advised to use the certificate of facsimile transmission procedures when submitting a reply to a non-final or final Office action by facsimile (37 CFR 1.8(a)).

rax Notes:				
	··-	 -	 	

Date and time of transmission: Friday, August 19, 2005 5:23:40 AM

Number of pages including this cover sheet: 09

USPTO TO: Roy Gibson COMPANY: 08/18/2005 12:29 FAX 8013281707

8/19/2005 5:24 AM PAGE 3/009 Fax Server RECEIVED

WORKMAN NYDEGGER CENTRAL FAX CENTER

2002/008

AUG 19 2005

PTO/SB/06A (06-03)
Approved for use through 07/31/2006, OMB 0661-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1985, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Complete if Known Substitute for form 1449/PTO Application Number 10/719,333 Filing Date November 21, 2003 INFORMATION DISCLOSURE First Named Inventor James D. Isaacson STATEMENT BY APPLICANT Art Unit 3762 (Lise as many sheets as necessary) Examiner Name Unassigned Attorney Docket Number 14458.67 Sheet 1 of 11

Examiner Citi Initials* No.	Cita No.	Number-Kind Code ² (Finance)	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columna, Lines, Where Relevant Passages or Relevant
	No.		MW-DD-YYYY		Figures Appear
		^{US-} 4,188,927	02-19-1980	Harris	
		^{US-} 5,830,212	11-03-1998	Cartmell et al.	
	Ĭ	us-			
		US-			
		U\$-			
		US-			
	· · · · ·	US-	-	<u> </u>	
•	ļ	US-		<u> </u>	
	-	US-			
	1	US-			
		U\$-			
		US-			
	1.	US-			
-		US-			
	1	US-			
		US-	<u> </u>		
		U5-			
		US-			
		U\$-	<u> </u>		

FOREIGN PATENT DOCUMENTS							
Exeminer Cite Initials* No.*	Foreign Patent Document	Publication Data	Name of Palantee or Applicant of Clied Document	Pages, Columns, Lines, Where Relevant Pessages			
		Country Code ² "Number ⁴ " (Ind Code ⁸ (# known)	MM-DD-YYYY		Or Relevant Figures Appear	1	
						L	
						Ľ	
	_					Г	
						Г	
						۲	

	 			
ASSESSMENT OF THE PERSON NAMED IN	 		,	
Exeminer		Deta		
1				
Skinature		Considered	ì	
2 th man o		4-4,		
L	 		<u> </u>	

"EXAMINES: initial if reference considered, whather or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered, include copy of this form with next communication to applicant. "Applicant's unique citation designation number (optional). "See Kinds Codes of USPTO Patents Documents at www.usego.gov or MPEP 901,04. "Enter Office that issued the document, by the two-letter code (WPO Standard ST.3). "For Japanese patent documents, the indication of the year of the represent precede the serial number of the patent document. "Yand of document by the springipation symbols as indicated on the document under WIPO Standard ST.16 if possible." "Applicant is to place a check mark here if English language.

Translation is staiched.
This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is entimated to take 2 hours to complete, including gathering, preparing, and autimiting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in complating the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

USPTO

8/19/2005 5:24 AM PAGE

4/009

Fax Server

Att'y Docket No.: 14458.67

TO:Roy Gibson COMPANY: 08/18/2005 12:29 FAX 8013281707

WORKMAN NYDEGGER

2003/008

Sheet 1 of 2

Group: 3739

(

RECEIVED
CENTRAL FAX CENTER

AUG 19 2005

EXPRESS MAIL LABEL NO.: EV 566 183 325 US

Form PTO-1449

James D. Isaacson, et al.

Applicant: Serial No.:

10/719,333

Filing Date:

November 21, 2003

Confirmation No.: 261

For:

2614
TUNED RETURN ELECTRODE WITH MATCHING INDUCTOR

INFORMATION DISCLOSURE CITATIONS MADE BY APPLICANT

U.S. Patent Documents

Examiner <u>Initial*</u>	Patent <u>Number</u>	Issue <u>Date</u>	Name	<u>Class</u>	Sub <u>Class</u>	Filing <u>Date</u>
		Foreign 1	Patent Documents			
Examiner Initial*	Document Number	Publ. <u>Date</u>	Country or Patent Office	Sub <u>Class</u>	<u>Class</u>	Trans- lation
A1.	S63-54148		Japan			YES
A2.	S57-154409		Japan			YES
A3.	\$55-168317		Japan			YES
A4.	S57-188250		Japan			YES

Other Documents

(including author (if listed), title, relevant pages, date of publication including at least month and year).

Examiner Initial*

Examiner:

^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

USPTO ' 8/19/2005 5:24 AM PAGE 5/009 Fax Server

TO:Roy Gibson COMPANY: 08/18/2005 12:30 FAX 8013281707

WORKMAN NYDEGGER

2004/008

EXPRESS MAIL LABEL NO.: EV 566 183 325 US

Form PTO-1449

Sheet 2 of 2

Applicant:

James D. Isaacson, et al.

Serial No.:

10/719,333

Att'y Docket No.: 14458.67

Filing Date:

November 21, 2003

Group: 3739

Confirmation No.:

2614

For:

TUNED RETURN ELECTRODE WITH MATCHING INDUCTOR

References Cited by Applicants

While the filing of Information Disclosure Statements is voluntary, the procedure is governed by the guidelines of Section 609 of the Manual of Patent Examining Procedure and 37 C.F.R. §§ 1.97 and 1.98. To be considered a proper Information Disclosure Statement, Form PTO-1449 shall be accompanied by a copy of each listed patent or publication or other item of information and a translation of the pertinent portions of foreign documents (if an existing translation is readily available to the applicant), an explanation of relevance of each reference not in the English language, and should be submitted in a timely manner as set out in MPEP Sec. 609.

Examiners will consider all citations submitted in conformance with 37 C.F.R. § 1.98 and MPEP Sec. 609 and place their initials adjacent the citations in the spaces provided on this form. Examiners will also initial citations not in conformance with the guidelines which may have been considered. A reference may be considered by the Examiner for any reason whether or not the citation is in full conformance with the guidelines. A line will be drawn through a citation if it is not in conformance with the guidelines AND has not been considered. A copy of the submitted form, as reviewed by the Examiner, will be returned to the applicant with the next communication. The original of the form will be entered into the application file.

Each citation initialed by the Examiner will be printed on the issued patent in the same manner as references cited by the Examiner on Form PTO-892.

The reference designations "A1," "A2," etc. (referring to Applicant's reference 1, Applicant's reference 2, etc.) will be used by the Examiner in the same manner as Examiner's reference designations "A," "B," "C," etc. on Office Action Form PTO-1142.

W:\14458\67\KC0000003648V001.doc

Examiner:

Date Considered:

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

TO: Roy Gibson COMPANY: 08/18/2005 12:30 FAX 8013281707

WORKMAN NYDEGGER

2005/008

EXPRESS MAIL LABEL NO.: EV 510 292 908 US

Form PTO-1449

Sheet 1 of 4

Applicant:

James D. Isaacson, et al.

Serial No.:

10/719,333

Att'y Docket No.: 14458.67

Filing Date:

November 21, 2003

Group: 3739

Confirmation No.:

2614

_

For:

TUNED RETURN ELECTRODE WITH MATCHING INDUCTOR

INFORMATION DISCLOSURE CITATIONS MADE BY APPLICANT

U.S. Patent Documents

Examiner <u>Initial*</u>	Patent <u>Number</u>	Issue <u>Date</u>	Name	Class	Sub <u>Class</u>	Filing <u>Date</u>
A1.	3,089,496	05/14/63	Degelman	128	303.14	08/19/59
A2.	3,543,760	12/01/70	Bolduc	128	416	03/11/68
A3.	3,720,209	03/13/73	Bolduc	128	2.06 E	11/25/70
A4.	3,848,600	11/19/74	Patrick, Jr. et al.	128	303.13	01/30/73
A5.	4,088,133	05/09/78	Twentier	128	303.13	09/13/76
A6.	4,092,985	06/06/78	Kaufman	128	303.13	08/02/76
A7.	4,094,320	06/13/78	Newton, et al.	128	303.14	09/09/76
A8.	4,117,846	10/03/78	Williams	128	303.13	07/19/77
A9.	4,166,465	09/04/79	Esty, et al.	128	303.13	10/17/77
A10.	4,200,104	04/29/80	Harris .	128	303.14	11/17/77
A11.	4,207,904	06/17/80	Greene	128	798	09/25/78
A12.	4,226,247	10/07/80	Hauser, et al.	128	641	08/21/78

Examiner:

^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

TO: Roy Gibson COMPANY: 08/18/2005 12:30 FAX 8013281707

WORKMAN NYDEGGER

2006/008

EXPRESS MAIL LABEL NO.: EV 510 292 908 US

Form PTO-1449

James D. Isaacson, et al.

Applicant: Serial No.:

10/719,333

Filing Date:

November 21, 2003

Att'y Docket No.: 14458,67

Group: 3739

Sheet 2 of 4

Confirmation No.:

2614

For:

TUNED RETURN ELECTRODE WITH MATCHING INDUCTOR

A13.	4,231,372	11/04/80	Newton	128	303.14	11/04/74
A14.	4,237,886	12/09/80	Sakurada, et al.	128	303.13	03/31/78
A15.	4,237,887	12/09/80	Gonser	128	303.14	06/23/75
A16.	4,267,840	05/19/81	Lazar, et al.	128	303.13	01/08/79
A17.	4,304,235	12/08/81	Kaufman	128	303.13	09/10/79
A18.	4,384,582	05/24/83	Watt	128	303.13	06/02/80
A19.	4,387,714	06/14/83	Geddes, et al.	128	303.13	05/13/81
A20.	4,669,468	06/02/87	Cartmell, et al.	128	303.13	03/20/81
A21.	4,770,173	09/13/88	Feucht, et al.	128	303.13	04/07/87
A22.	4,799,480	01/24/89	Abraham, et al.	128	303.13	08/04/87
A23.	5,352,315	10/04/94	Carrier, et al.	156	267	11/05/93
A24.	5,520,683	05/28/96	Subramaniam, et	al. 606	32	05/16/94
A25.	5,836,924	11/17/98	Netherly, et al.	606	32	04/04/96
A26.	6,053,910	04/00	Fleenor	606	32	
A27.	5,354,790	10/94	Keusch, et al.	523	300	
A28.	6,083,221	07/04/00	Fleenor, et al	606	32	

Examiner:

^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

USPTO \ 8/19/2005 5:24 AM PAGE 8/009 Fax Server

TO:Roy Gibson COMPANY: 08/18/2005 12:31 FAX 8013281707

Examiner:

WORKMAN NYDEGGER

☑ 007/008

EXPRESS MAIL LABEL NO.: EV 510 292 908 US Form PTO-1449 Sheet 3 of 4 Applicant: James D. Isaacson, et al. Serial No.: 10/719,333 Att'y Docket No.: 14458.67 Filing Date: November 21, 2003 Group: 3739 Confirmation No.: 2614 TUNED RETURN ELECTRODE WITH MATCHING INDUCTOR For: A29. 6,454,764 606 32 05/12/00 09/24/02 Fleenor, et al. 12/23/03 Fleenor, et al. 606 32 09/09/02 A30. 6,666,859 Foreign Patent Documents Examiner Document Publ. Country or Sub Trans-Patent Office <u>lation</u> Initial* <u>Number</u> <u>Date</u> <u>Class</u> Class NO Great Britain 1 480 736 07/20/77 A31. NO A32. 01/28/81 Great Britain 2 052 269 A33. YES S57-188250 Japan Other Documents (including author (if listed), title, relevant pages, date of publication including at least month and year). Examiner Initial* Wald, et al., "Accidental Burns Associated With Electrocautery," JAMA, Aug. A34. 16, 1971, Volume 217, No. 7, pp. 916-921.

[•]EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

USPTO 8/19/2005 5:24 AM PAGE 9/009 Fax Server

TO:Roy Gibson COMPANY: 08/18/2005 12:31 FAX 8013281707

WORKMAN NYDEGGER

2008/008

EXPRESS MAIL LABEL NO.: EV 510 292 908 US

Form PTO-1449

Sheet 4 of 4

Applicant:

For:

James D. Isaacson, et al.

Serial No.: Filing Date: 10/719,333

Att'y Docket No.: 14458.67

November 21, 2003

Group: 3739

Confirmation No.:

2614

mon 1404; 501

TUNED RETURN ELECTRODE WITH MATCHING INDUCTOR

References Cited by Applicants

While the filing of Information Disclosure Statements is voluntary, the procedure is governed by the guidelines of Section 609 of the Manual of Patent Examining Procedure and 37 C.F.R. §§ 1.97 and 1.98. To be considered a proper Information Disclosure Statement, Form PTO-1449 shall be accompanied by a copy of each listed patent or publication or other item of information and a translation of the pertinent portions of foreign documents (if an existing translation is readily available to the applicant), an explanation of relevance of each reference not in the English language, and should be submitted in a timely manner as set out in MPEP Sec. 609.

Examiners will consider all citations submitted in conformance with 37 C.F.R. § 1.98 and MPEP Sec. 609 and place their initials adjacent the citations in the spaces provided on this form. Examiners will also initial citations not in conformance with the guidelines which may have been considered. A reference may be considered by the Examiner for any reason whether or not the citation is in full conformance with the guidelines. A line will be drawn through a citation if it is not in conformance with the guidelines AND has not been considered. A copy of the submitted form, as reviewed by the Examiner, will be returned to the applicant with the next communication. The original of the form will be entered into the application file.

Each citation initialed by the Examiner will be printed on the issued patent in the same manner as references cited by the Examiner on Form PTO-892.

The reference designations "A1," "A2," etc. (referring to Applicant's reference 1, Applicant's reference 2, etc.) will be used by the Examiner in the same manner as Examiner's reference designations "A," "B," "C," etc. on Office Action Form PTO-1142.

W:\14458\67\KC0000002926V001.doc

Examiner:

Date Considered:

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.